

**MAINE EMS  
INVESTIGATIONS COMMITTEE MEETING  
WEDNESDAY, JANUARY 5, 2005  
DE CHAMPLAIN CONFERENCE ROOM, AUGUSTA  
RATIFIED BY THE MAINE EMS BOARD ON MARCH 2, 2005**

**MEETING MINUTES**

**Present:** Carol Pillsbury, Rick Doughty, Susan Dupler, Paul Knowlton, Alan Azzara  
**Staff:** Drexell White, Dawn Kinney  
**AAG:** Laura Yustak Smith

**1. Call To Order:** The meeting was called to order at 12:37 p.m.

Alan Azzara recused himself from the agenda items due to a professional relationship with the subjects of the complaints and left prior to the agenda items being discussed.

**1. Additions/Deletions to the Agenda** – None.

**2. Investigations**

**A. Executive Session – Discuss Current Cases**

- 1. Case #04-26**
- 2. Case #04-27**
- 3. Case #04-28**

Subject of case 04-26 requested - on January 5, 2005 - to have an informal conference before the Committee. Subject signed a waiver of notice and participated in an informal conference.

***Motion:** To enter executive session pursuant to 32 M.R.S.A. §90A.3, §92.3 and 1 M.R.S.A. §405(6)(F) for the purpose of conducting an informal conference with the subject of case 04-26 and discussing investigation cases 04-26, 04-27 & 04-28, and 1 M.R.S.A. §405(6)(E) for receiving legal advice on the aforementioned cases. (Dupler; Doughty – motion carries)*

The committee entered executive session at 12:46 p.m. and exited at 2:44 p.m.

During the executive session, the committee reviewed investigation reports, Licensee responses and documents collected during the course of the investigations.

Following executive session, the Committee deliberated action to be taken in the aforementioned cases.

***Motion:** That, in re: case 04-26, Licensee violated 32 M.R.S.A. §90A.5(a) – fraud or deceit in obtaining a license under this chapter or in connection with service rendered within the scope of the license issued, and Maine EMS Rules (dated July 1, 2003) §11.1.1 - obtaining a license or certification by fraud, by deceit, by misrepresentation, or by concealing material facts and §11.1.29 - Willfully making a false statement in application for a license or renewal of a license, or in any activity or documents intended to be used to satisfy a requirement for licensure; that the violations are based upon Licensee's submission of a continuing education hour (CEH) for credit for re-licensing prior to the course being conducted; that mitigating circumstances exist in that Licensee's intent was to complete the CEH prior to the expiration of his license, Licensee has over 15 years of unblemished EMS service, Licensee cooperated with the investigation and has taken responsibility for his actions, and Licensee provided letters of recommendation on his behalf; and that the committee proposes to resolve the investigation by issuing a letter of*

**warning to licensee and requiring Licensee to submit an article for publication to the Journal of Maine EMS by no later than August 31, 2005 (Doughty; Dupler, motion carries).**

***Motion: That, in re: case 04-27, Licensee violated Maine EMS Rules (dated July 1, 2003) §11.1.14 - Violation of any standard established in the profession §11.1.29 - Willfully making a false statement in application for a license or renewal of a license, or in any activity or documents intended to be used to satisfy a requirement for licensure; that the violations are based upon Licensee's participation in a continuing education hour (CEH) program in which Licensee falsified a continuing education evaluation form by indicating that the program was conducted on June 16, 2004, when in actuality it was conducted on June 18, 2004; that mitigating circumstances exist in that Licensee has over 20 years of unblemished EMS service; and that the committee proposes to resolve the investigation by issuing a letter of guidance to Licensee (Doughty; Knowlton, motion carries).***

***Motion: That, in re: case 04-28, Licensee violated Maine EMS Rules (dated July 1, 2003) §11.1.14 - Violation of any standard established in the profession §11.1.29 - Willfully making a false statement in application for a license or renewal of a license, or in any activity or documents intended to be used to satisfy a requirement for licensure; that the violations are based upon Licensee's participation in a continuing education hour (CEH) program in which Licensee falsified a continuing education evaluation form by indicating that the program was conducted on June 16, 2004, when in actuality it was conducted on June 18, 2004; and that the committee proposes to resolve the investigation by issuing a letter of guidance to Licensee (Doughty; Knowlton, motion carries).***

### **Case #03-19**

***Motion: To enter executive session pursuant to 32 M.R.S.A. §90.A.3, §92.3 and 1 M.R.S.A. §405(6)(F) for the purpose of discussing investigation case 03-19, and 1 M.R.S.A. §405(6)(E) for receiving legal advice on the aforementioned case. (Dupler; Pillsbury – motion carries)***

The committee entered executive session at 2:50 p.m. and exited at 3:58 p.m.

During the executive session, the committee reviewed investigation reports, licensee responses and documents collected during the course of the investigation, and consulted with legal counsel.

### **3. Other – None**

### **4. Next Meeting**

The next meeting is scheduled for February 2, 2005 at Maine EMS – time to be determined.

### **6. Adjourn** – The meeting was adjourned at 4:25 p.m.

Respectfully submitted,

Drexell White  
Licensing Agent